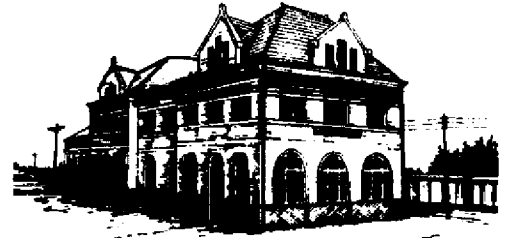


City of
CRESTON, IOWA

116 W. Adams • P.O. Box 449 • Creston, Iowa 50801-0449
Phone 641-782-2000 • Fax 641-782-6377



Creston's Restored Depot and City Hall

MAYOR: Warren Woods
COUNCIL: Larry Wynn, Randy White, Loyal Winborn, Betty Shelton, Marsha Wilson, Larry Wagner, Terri Koets
CITY CLERK: Lisa Williamson
CITY ADMINISTRATOR: Mike Taylor
CITY ATTORNEY: Skip Kenyon

Regular Meeting Agenda
City Hall/Restored Depot
Council Chambers
Tuesday, March 15, 2011
6:00 p.m.
Last updated: 03/11/2011 1:35 PM

1. **Call Meeting to Order**
2. **Pledge of Allegiance**
3. **Roll Call**
4. **Consideration of Agenda**
5. **Consider Adoption of the Consent Agenda – NOTE:** *These items are routine items and will be enacted by one motion without separate discussion unless a Council member requests an item be removed for separate consideration.*
1. **Minutes:** March 1, 2011 – Regular Meeting
2. **Claims and Fund Transfers:**
 - i. Total Claims - \$205,626.16
3. **Licenses/Permits:**
 - i. Liquor – Kum & Go #501
6. **Public Forum** – *The Mayor and City Council welcome comments from the public on any subject pertaining to City business, including items on this agenda. You are asked to state your name and address for the record and to limit your remarks to 3 minutes in order that others may be given the opportunity to speak. The Order of Business is at the discretion of the Chair. No action will be taken.*
7. **New Business**
 1. Resolution to approve the Acknowledgment and Settlement Agreement from Creston Farm & Home for Tobacco Violation
 2. Resolution to approve recommendation from Finance Committee to purchase a police vehicle
 3. Resolution to authorize advertisement of surplus City equipment and acceptance of sealed bids on March 31, 2011 until 11:00 a.m.
 4. Resolution to approve commercial tax abatement request for Eric Patterson – US Cellular & Planned Parenthood Clinic
 5. Resolution to approve qualified households and ranking for CDBG #09-HSG-022 – Creston Housing Rehabilitation Project – Lucas Young (SICOG)
 6. Resolution to approve a contract with Kone, Inc. for an annual hydraulic elevator safety test inspection at City Hall

7. Motion to approve temporary street closing – Maple Street from Montgomery to Mills Street, on April 16th from 4 pm – 6 pm for the 2011 Creston High School Prom

8. Public Hearing – Rental Housing Regulatory and Inspection Program

8. Other

1. Iowa DOT project of pavement widening and resurfacing on US 34 from the junction of Iowa 148 in Corning east to the west corporation limits of Creston is tentatively scheduled for May 17, 2011.

9. Adjournment

REGULAR MEETING OF THE CRESTON CITY COUNCIL MARCH 1, 2011

The Creston City Council met in regular session at 6:00 o'clock P.M. on the above date in the Council Chambers of the City Hall Complex with Mayor Woods presiding.

Roll call being taken with the following Council members present: Wynn, White, Winborn, Shelton, Wilson, Wagner and Koets.

Wilson moved seconded by Shelton to approve the agenda. All voted aye. Motion declared carried.

Wilson moved seconded by Shelton to approve the consent agenda, which included approval of minutes of February 15, 2011 regular meeting, claims of \$129,014.85 and liquor license renewals for Walmart, Sidetracked Again and Elm's Club. All voted aye. Motion declared carried.

During Public Forum, Melvin Scadden, 411 N. Vine, spoke in opposition to the proposed Rental Housing Regulatory and Inspection Program Ordinance. He doesn't feel the Fire Department will make the required inspections, that the City will need to hire someone to do the actual inspections, and that the suggested fees won't stay the same. He and his family have had rental properties for 45 years, and if this ordinance passes he'll probably either sell them or tear them down.

Wayne Pantini, Executive Director of Union County Development Association, spoke in favor of the proposed ordinance. Part of the UCDA's mission is to work to attract, grow and retain our industrial base. Through several industrial visits and surveys made, there are two main concerns that have been prevalent throughout the years – workforce recruitment and housing conditions. Other communities take proactive measures to work to eliminate and identify barriers, to grow with the overall intent to improve the business climate and retain their industrial base. We have the opportunity to do this here. This program will provide a minimum, basic standard for rental properties within the City of Creston. There is no current standard set. UCDA appreciates the City taking the initiative to bring this rental housing program to the forefront to address rental housing conditions.

Mayor Woods announced that now is the time for a Public Hearing on the matter of the Fiscal Year 2012 Budget. He asked if anyone wished to speak in favor of the budget; no one did. He asked if there was any written correspondence in favor of the budget; there was none. He asked if anyone wished to speak against the budget; no one did. He asked if there was any written correspondence against the budget; there was none. Mayor Woods then called the Public Hearing to a close.

A resolution was offered by Wilson seconded by White for the final adoption of proposed budget for Fiscal Year 2012 and authorize the Mayor and Clerk to execute the proper documentation. Winborn, Shelton, Wilson, Wagner, Koets, Wynn and White voted aye. Resolution declared passed.

Mayor Woods announced that now is the time for a Public Hearing on the matter of the 2011 Northeast Area Sanitary Sewer Rehabilitation Project (I-Jobs). He asked if anyone wished to speak in favor of the project; no one did. He asked if there was any written

correspondence in favor of the project; there was none. He asked if anyone wished to speak against the project; no one did. He asked if there was any written correspondence against the project; there was none. Mayor Woods then called the Public Hearing to a close.

A resolution was offered by Wagner seconded by Wilson to award the contract for the 2011 Northeast Area Sanitary Sewer Rehabilitation Project (I-Jobs) to Visu-Sewer, Inc. for \$712,894.80 and authorize the Mayor and Clerk to execute the proper documentation. Koets, Wynn, White, Winborn, Shelton, Wilson and Wagner voted aye. Resolution declared passed.

A resolution was offered by Wagner seconded by Winborn to reappoint Galen Zumbach to the Civil Service Commission and authorize the Mayor and Clerk to execute the proper documentation. Shelton, Wilson, Wagner, Koets, Wynn, White and Winborn voted aye. Resolution declared passed.

A resolution was offered by Wilson seconded by Shelton to approve Engineer's Statement of Completion for the Snow Removal Equipment Acquisition Project and authorize the Mayor and Clerk to execute the proper documentation. Koets, Wynn, White, Winborn, Shelton, Wilson and Wagner voted aye. Resolution declared passed.

A resolution was offered by Wilson seconded by Shelton to approve Final Payment Estimate of \$6,549.50 to O'Halloran International, Inc. for the Snow Removal Equipment Acquisition Project and authorize the Mayor and Clerk to execute the proper documentation. Wynn, White, Winborn, Shelton, Wilson, Wagner and Koets voted aye. Resolution declared passed.

A resolution was offered by Wagner seconded by Wilson to set date for Bid Letting on March 31, 2011, at 11:00 a.m. and Public Hearing on April 5, 2011, at 6:00 p.m. for the Airport Fuel System Upgrade Project and authorize the Mayor and Clerk to execute the proper documentation. White, Winborn, Shelton, Wilson, Wagner, Koets and Wynn voted aye. Resolution declared passed.

A resolution was offered by Wagner seconded by Wilson to set Public Hearing on March 15, 2011, at 6:00 p.m. for Tobacco Violation of Creston Farm & Home and authorize the Mayor and Clerk to execute the proper documentation. Koets, Wynn, White, Winborn, Shelton, Wilson and Wagner voted aye. Resolution declared passed.

A resolution was offered by Wilson seconded by Koets to proceed with acquisition of K-9 police dog and all associated equipment and authorize the Mayor and Clerk to execute the proper documentation. Winborn, Shelton, Wilson, Wagner, Koets, Wynn and White voted aye. Resolution declared passed.

A resolution was offered by Winborn seconded by Shelton to set Public Hearing on March 15, 2011, at 6:00 p.m. for the proposed Rental Housing Regulatory and Inspection Program Ordinance 11-130 and authorize the Mayor and Clerk to execute the proper documentation. Wilson, Wagner, Koets, Wynn, White, Winborn and Shelton voted aye. Resolution declared passed.

A resolution was offered by Wilson seconded by White to approve a request of \$5,000.00 from the Hotel/Motel Fund for the 10,000 Crestonians 4th of July Celebration and authorize the Mayor and Clerk to execute the proper documentation. Shelton, Wilson, Wagner, Koets, Wynn, White and Winborn voted aye. Resolution declared passed.

A resolution was offered by Koets seconded by Shelton to approve Final Drawdown #7 of \$15,764.27 for the McKinley Park Safe Room and authorize the Mayor and Clerk to execute the proper documentation. Wynn, White, Winborn, Shelton, Wilson, Wagner and Koets voted aye. Resolution declared passed.

Wagner moved seconded by Wilson to go into Closed Session at 6:20 p.m., pursuant to Iowa Code 21.5(j). Koets, Wynn, White, Winborn, Shelton, Wilson and Wagner voted aye. Motion declared carried.

Wagner moved seconded by Wilson to come out of Closed Session at 6:43 p.m., pursuant to Iowa Code 21.5(j). Wynn, White, Winborn, Shelton, Wilson, Wagner and Koets voted aye. Motion declared carried.

Mayor Woods stated that every once in awhile someone will ask how many hits the City gets on their website and the City's receives about 6,000 new visits a month.

Wagner moved seconded by Wilson to adjourn the meeting. All voted aye. Motion declared carried. Council adjourned at 6:44 P.M.

Mayor

Attest:

City Clerk

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
POLICE PROTECTION	GENERAL FUND	CRESTON PUBLISHING CO	AD FOR PT DISPATCHER	87.07
		WINDSTREAM	TELEPHONE	54.28
		MCLAUGHLIN INTERNATIONAL INC	12-PA FINE TWILL CAPS	108.00
		NAPA	HEAD LIGHT	12.98
			TIRE PRESSURE MONT SYS	263.36
		OMB POLICE SUPPLY	DANNER BOOTS-8" APB	173.98
		PETTY CASH - FINANCE	#1285-NSF CHECK-HILGERSON	27.00
			#1286-NSF CHECK-TITUS	25.00
		PETTY CASH - POLICE	#83-POSTAGE	4.02
			#84-POSTAGE	5.54
			#85-POSTAGE	4.02
		SUPREME CLEANERS	UNIFORM CLEANINGS-FEB'11	76.50
		UNION CO SHERIFF	PAPERS SERVED-TITUS	16.00
		VER MEER, PAUL	CELLPHONE REIMBURSEMENT	60.00
			TOTAL:	917.75
DETENTION & CORRECTNS	GENERAL FUND	UNION CO AUDITOR	LEC BILLING-FEB'11	3,696.69
			TOTAL:	3,696.69
FIRE PROTECTION	GENERAL FUND	CRESTON CITY WATER WORKS	WATER-FIRE	14.35
		ED M FELD EQUIP CO INC	POSTAGE	9.00
		WINDSTREAM	TELEPHONE	227.09
		ALLIANT ENERGY-INT PWR&LGHT	NATURAL GAS	546.44
			ELECTRICITY	450.22
		JACKSON, TODD	CELLPHONE REIMBURSEMENT	60.00
		MCI MEGA PREFERRED	LONG DISTANCE	2.45
		PETTY CASH - FIRE	#1541-FUEL ADDITITVE	20.00
			#1542-POSTAGE	10.74
			#1543-BELT FOR DOOR OPENER	3.88
		PRAIRIE SOLID WASTE AGENCY	3-FURNACES	15.00
			TOTAL:	1,359.17
BUILDNG & HSNG SAFETY	GENERAL FUND	CRESTON PUBLISHING CO	LEGAL ADS/NOTICES-FEB'11	18.42
		WINDSTREAM	TELEPHONE	56.60
		LYBARGER, GARY	CELLPHONE REIMBURSEMENT	60.00
			TOTAL:	135.02
ANIMAL CONTROL	GENERAL FUND	BIERLE, DOUG	CELLPHONE REIMBURSEMENT	60.00
		CRESTON AUTO PARTS INC	BRAKE SHOES-DRUMS-KIT	107.69
		HODGE, JUSTIN	CELLPHONE REIMBURSEMENT	60.00
		O'REILLY AUTOMOTIVE INC	2-SELF ADJ KITS	10.55
			TOTAL:	238.24
STREET LIGHTING	GENERAL FUND	ALLIANT ENERGY-INT PWR&LGHT	ELECTRICITY	8,627.48
		ECHO GROUP INC	6-PHOTO CELLS	50.52
			TOTAL:	8,678.00
TRAFFIC SAFETY	GENERAL FUND	ALLIANT ENERGY-INT PWR&LGHT	ELECTRICITY	1,014.67
			TOTAL:	1,014.67
AIRPORT	GENERAL FUND	CLAPSADDLE-GARBER ASSOCIATES INC	ENG SVCS-EQUIPMENT-FINAL	1,290.00
			ENG SVC-GRANT ADMIN-FINAL	2,450.00
			ENG SVCS-AIRPORT FUELING S	3,200.00
			ENG SVCS FOR STORAGE BLDG	5,150.00
		WASTE MANAGEMENT	DUMPSTER-FEB'11	61.96
		WINDSTREAM	TELEPHONE	103.19

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
		ALLIANT ENERGY-INT PWR&LGHT	ELECTRICITY	393.75
		SIRWA	WATER	31.50
		WEST AVIATION INC	PER FBO CONTRACT	1,354.17
			PASS THRU 02.14 & 02.28.11	24.00
			FUEL PROFIT-JAN'11	225.80
			TOTAL:	14,284.37
SOLID WASTE CLCT/DSPSL GENERAL FUND		WASTE MANAGEMENT	GARBAGE COLLECT-FEB'11	38,855.56
		PRAIRIE SOLID WASTE AGENCY	CLEANING UP 204 S PINE ST	43.80
			TOTAL:	38,899.36
LIBRARY SERVICES	GENERAL FUND	CRESTON CITY WATER WORKS	WATER-LIBRARY	12.92
			WATER-LINCOLN SCHOOL	8.04
		WASTE MANAGEMENT	DUMPSTER-FEB'11	40.89
		WINDSTREAM	TELEPHONE	227.12
		ALLIANT ENERGY-INT PWR&LGHT	1001 W JEFFERSON ST-NAT G	999.59
			1001 W JEFFERSON ST-ELECTR	38.09
			NATURAL GAS	514.46
			ELECTRICITY	572.36
		MCI MEGA PREFERRED	LONG DISTANCE	13.24
		PRAIRIE SOLID WASTE AGENCY	CARPET FROM SCHOOL	35.40
			TOTAL:	2,462.11
PARKS	GENERAL FUND	HUFF, MARK	CELLPHONE REIMBURSEMENT	60.00
		WASTE MANAGEMENT	DUMPSTER-FEB'11	38.52
		WINDSTREAM	TELEPHONE	52.26
		ALLIANT ENERGY-INT PWR&LGHT	ELECTRICITY	900.74
		MEDART INC	TRIMMER STRING	93.11
		CHAD WILKER	TIRES	483.00
		PRAIRIE SOLID WASTE AGENCY	LANDFILL FEE	10.00
			TOTAL:	1,637.63
RECREATION	GENERAL FUND	BSN SPORTS	4-VOLLEYBALLS	159.07
		WINDSTREAM	TELEPHONE	56.60
		ALLIANT ENERGY-INT PWR&LGHT	ELECTRICITY	107.64
		MEDART INC	TRIMMER STRING	93.10
			TOTAL:	416.41
CEMETERY	GENERAL FUND	HODGE, BRUCE	CELLPHONE REIMBURSEMENT	60.00
		WASTE MANAGEMENT	DUMPSTER-FEB'11	61.96
		WINDSTREAM	TELEPHONE	54.28
		ALLIANT ENERGY-INT PWR&LGHT	ELECTRICITY	281.92
		MCI MEGA PREFERRED	LONG DISTANCE	1.93
		NAPA	TIRE PRESSURE MONT SYS	65.82
		SCHILDBERG CONSTRUCTION COMPANY INC	35.62 T GRAVEL	407.85
		SIRWA	WATER	31.50
			TOTAL:	965.26
SWIMMING POOL	GENERAL FUND	COLONIAL RESEARCH CHEMICAL CORPORATION	10 GAL POOL CLEANER	314.50
		WINDSTREAM	TELEPHONE	5.99
		ALLIANT ENERGY-INT PWR&LGHT	NATURAL GAS	20.98
			ELECTRICITY	485.72
			TOTAL:	827.19
FINANCIAL ADMINISTRATN GENERAL FUND		BANKERS LEASING CO	COPIER LEASE-MAINTENANCE	325.65
		CRESTON CHAMBER OF COMMERCE	3RD ANNUAL FUNDING-FY'11	2,500.00

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
		CRESTON CITY WATER WORKS	WATER-505 N ELM	8.04
		CRESTON PUBLISHING CO	LEGAL ADS/NOTICES-FEB'11	290.23
		WINDSTREAM	TELEPHONE	245.14
		IMFOA	SPRING CONFERENCE	100.00
		MCI MEGA PREFERRED	LONG DISTANCE-CITY HALL	23.99
			LONG DISTANCE-FAXES	1.25
		OFFICE DEPOT	FAX TONER CARTRIDGE	91.14
		OFFICE MACHINES	PRINTER CARTRIDGE	84.77
		PETTY CASH - FINANCE	#1283-RECORDING FEES	14.00
			#1284-RECORDING FEES	14.00
			#1287-RECORDING FEES	9.00
			#1288-RECORDING FEES	45.00
			#1289-RECORDING FEES	14.00
			#1290-POSTAGE DUE	0.34
			#1291-TRANSFER FEES	5.00
		RAY AND ASSOCIATES INC	NEG/CONS SVC-MAR'11	691.67
		SHRED-IT DES MOINES	1 BAG SHRED	53.20
		SICOG	407 S VINE-#2 LEAD	9,200.00
			407 S VINE ST #2	26,700.00
			TOTAL:	40,416.42
CITY HALL	GENERAL FUND	ALLIANT ENERGY-INT PWR&LGHT	NATURAL GAS	1,250.92
			ELECTRICITY	500.92
		INNOVATIVE INDUSTRIES INC	JANITORIAL SVC-FEB'11	360.00
			TOTAL:	2,111.84
ROAD MAINTENANCE	ROAD USE TAX	HAYS, JOHN	CELLPHONE REIMBURSEMENT	60.00
		ARAMARK (LAUNDRY ACCTS)	LAUNDRY SERVICE	34.27
		BAKER, MIKE	CELLPHONE REIMBURSEMENT	60.00
		CRESTON AUTO PARTS INC	IDLE ARM-JOHN'S TRUCK	40.99
		WINDSTREAM	TELEPHONE	186.46
		GRIMES ASPHALT & PAVING CORP	7.42 TON COLD PATCH	875.56
		ALLIANT ENERGY-INT PWR&LGHT	NATURAL GAS	688.90
			ELECTRICITY	481.97
		JOHNSTON, JACK	CELLPHONE REIMBURSEMENT	60.00
		MCI MEGA PREFERRED	LONG DISTANCE	6.47
		NAPA	PLATE & GASKET	30.98
			MUD FLAP	46.65
			2-BATTERIES FOR "48"	157.08
			LAMPS/WIRE ENDS	47.22
		PETTY CASH - MAINTENANCE	#2854-TORK BIT	1.59
			#2855-SHARPEN CHAIN	26.65
		SERVICE TECHS INC	SHARPEN 3 SAW BLADES	24.00
		PRAIRIE SOLID WASTE AGENCY	TIRES	23.00
		AGRILAND FS INC	782.7 G #1 DSL/3.311	2,591.52
			872.7 G #2 DSL/3.181	2,776.06
			1150 G UNL @ 3.141	3,612.15
		SCHILDBERG CONSTRUCTION COMPANY INC	34.87 T-1 1/4" ROCK	399.26
			105.88 T-1 1/4" ROCK	1,212.34
			52.29 T-1 1/4" ROCK	614.42
			114.30 T-1 1/4" ROCK	1,343.04
			47.15 T-1 1/4" ROCK	554.02
			TOTAL:	15,954.60
SNOW AND ICE CONTROL	ROAD USE TAX	IOWA DEPT OF TRANSPORTATION	1 BOX GRADER BLADE BOLTS	11.84
		NAPA	BOLTS	2.74

DEPARTMENT	FUND	VENDOR NAME	DESCRIPTION	AMOUNT
			SCRAPERS	13.57
			TOTAL:	28.15
A. STREETS(ENGINR)	ROAD USE TAX	KRUSE, KEVIN	CELLPHONE REIMBURSEMENT	60.00
		WINDSTREAM	TELEPHONE	56.60
			TOTAL:	116.60
MC KINLEY PARK RENOVAT	RESTRICTED GIFTS-M	CRESTON PUBLISHING CO	LEGAL ADS/NOTICES-FEB'11	41.00
			TOTAL:	41.00
SAFE ROOM-HSEMD	SAFE ROOM-HSEMD	SICOG	ADMIN SVCS-SAFEROOM	1,000.00
			TOTAL:	1,000.00
SANITARY SEWER/WASTWTR	SEWER OPERATING FU	BRISTOW, JIM	CELLPHONE REIMBURSEMENT	60.00
		ACEOPS NATIONAL MEMBERSHIP SERVICES	ACEOPS MEMBERSHIP	35.00
		B M SALES	1 CASE WYPALL	90.50
		CRESTON CITY WATER WORKS	1/2 ONE CALLS-JAN'11	15.50
		WASTE MANAGEMENT	DUMPSTER-FEB'11	75.14
		WINDSTREAM	TELEPHONE	448.50
		HAWKINS INC.	4-BIO BLOCKS	300.00
		HYGIENIC LABORATORY	2-NH3'S	36.00
			2-NH3'S	36.00
			PLANT METALS	116.00
			2-BOD'S & NH3'S	108.00
			2-NH3'S	36.00
		IAMEA	2-LABRATORY MEETINS	100.00
		ALLIANT ENERGY-INT PWR&LGHT	NATURAL GAS	1,829.67
			ELECTRICITY	5,871.09
		IOWA WATER POLLUTION CONTROL ASSOCIATI	1-SPRING SHORT COURSE	120.00
		MCI MEGA PREFERRED	LONG DISTANCE	11.87
		NAPA	BRAKE/CARB CLEANER	12.57
			TIRE PRESSURE MONT SYS	65.82
		NORTH CENTRAL LABORATORIES	INCUMATE 2	482.46
		PETTY CASH - SANITATION	#497316-PIPE PLUG	3.42
			#497317-SUPPLIES	7.63
		UPS	POSTAGE	32.13
			POSTAGE	34.50
		VEENSTRA & KIMM INC	'11' NE SWR REHABILITATIO	19,435.15
			'11' NE SWR REHABILITATIO	1,371.88
			TOTAL:	30,734.83
ANIMAL CONTROL	ANIMAL SHELTER *AG	CRESTON PUBLISHING CO	CARE ADS-FEB'11	90.30
		CRESTON VET CLINIC PC	EXAMINE/TREAT PND DOG	34.32
		DOWNEY, MYCALE	ARL/GAS REIMBURSEMENT	88.80
		SOUTHERN HILLS VET SVC INC	SERVICES FOR POUND DOG	71.75
			TOTAL:	285.17

***** FUND TOTALS *****

001	GENERAL FUND	118,060.13
110	ROAD USE TAX	16,099.35
166	RESTRICTED GIFTS-MCKNLY P	41.00
170	SAFE ROOM-HSEMD	1,000.00
610	SEWER OPERATING FUND	30,734.83
953	ANIMAL SHELTER *AGENCY FU	285.17

 GRAND TOTAL: 166,220.48

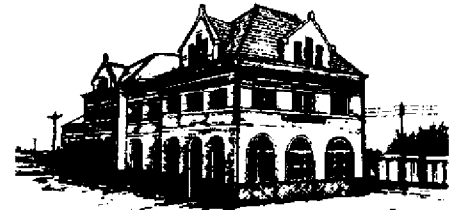
CITY OF CRESTON
MANUAL CHECKS/DEBITS – PERIOD ENDING 03/15/11

NO DEPT ENTERED		
ELECTRONIC FEDERAL TAX	TAX DEPOSIT	13,514.67
TOTAL ADMINISTRATIVE SVC	FLEX	917.29
COLLECTION SERVICES		216.46
NO DEPT ENTERED	TOTAL	\$14,648.42
FINANCIAL ADMINISTRATION		
NEOPOST, INC	POSTAGE DRAWDOWN	500.00
FINANCIAL ADMINISTRATION	TOTAL	\$ 500.00
SELF FUNDING INSURANCE		
AMERICAN ADMINIS – CLAIMS (2)	INV CHECK RUN	24,257.26
SELF FUNDING INSURANCE	TOTAL	\$24,257.26
	GRAND TOTALS	\$39,405.68

City of
CRESTON, IOWA

116 W. ADAMS + + + P.O. Box 449

CRESTON, IOWA 50801-0449



Creston's Restored Depot

MAYOR/CLERK
641-782-2000

CITY ATTORNEY
641-782-7288

PUBLIC WORKS
641-782-5410

BUILDING DEPT.
641-782-2618

FAX
641-782-6377

February 22, 2011
3/7/11

RE: **CRESTON FARM & HOME**
408 South Sumner Avenue
Creston, IA 50801

Dear City Council:

I have received a signed Acknowledgment/Settlement Agreement regarding the violation of tobacco laws by the above captioned permittee. A copy is enclosed for your records.

I have also enclosed an Order form, accepting this agreement in lieu of a public hearing and concluding this matter. Please approve and sign this Order at your next regularly scheduled meeting. The Original signed Order should then be sent to the permit holder. A copy should be returned to me, **Arnold O. Kenyon, III, Creston City Attorney, 211 North Maple, Creston, IA 50801.**

Thank you for your assistance. Please call me at (641)782-7007 if you have any questions.

Yours very truly,


Arnold O. Kenyon, III
City Attorney

AOK,III/mack
Enclosure

cc: Mayor Warren Woods
#city

BEFORE THE CRESTON CITY COUNCIL

IN RE:

CRESTON FARM & HOME
408 South Sumner Avenue
Creston, IA 50801

**ACKNOWLEDGMENT
SETTLEMENT AGREEMENT
3RD VIOLATION**

ACKNOWLEDGMENT/SETTLEMENT AGREEMENT

I (we) hereby knowingly and voluntarily acknowledge that we have received the Notice of Hearing and the Complaint in the above case. I (we) hereby knowingly and voluntarily acknowledge the facts and allegations contained in the complaint, attached hereto and incorporated herein by reference, and knowingly and voluntarily admit that the same are true and correct. I (we) hereby knowingly and voluntarily waive hearing, and submit to the statutory penalties prescribed by Iowa law. I (we) understand that this penalty will count as an official **"Third Violation"** of Iowa Code Section 453A.2 pursuant to Iowa Code Section 453A.22. I (we) understand that the **penalty for this second violation is a fine of \$1,500.00 and a suspension of my (our) cigarette permit for thirty (30) days**, beginning on the date that will be specified in the official city/county order that I will receive.

Bryan D. Mostek

B. D. Mostek

3/3/2011

DATE

NOTE: *This must be signed by an individual cigarette permittee, or in the case of another business entity, by individual(s) who have authority to bind the entity.*

If you decide to sign this ACKNOWLEDGMENT/SETTLEMENT AGREEMENT and waive your appearance at a hearing, this document, properly signed and dated, should be returned to: Arnold O. Kenyon, III, Creston City Attorney, 211 North Maple, Creston, IA 50801.

The City of Creston will be taking sealed bids until 11:00 AM on March 31, 2011, at the office of the City Clerk at 116 W. Adams St. Selling "as is condition". The city reserves the right to reject any and all bids. Minimum bid \$6000. See at Graceland Cemetery 1844 Cherry Street Rd. Contact Bruce Hodge. 1998 JD Model LV 955 Tractor, 33 HP Diesel, FWA – 72" Mower, 2463 hrs.

**APPLICATION FOR TAX ABATEMENT FOR THE
CITY OF CRESTON
FOR QUALIFIED COMMERCIAL REAL ESTATE**

Please type or print:

APPLICANT (OWNER OF RECORD): Eric Patterson
 STREET ADDRESS: 1101 S. Sumner
 MAILING ADDRESS (if different): 702 W. Adams
 CITY: Creston STATE: Ia PHONE: (641) 202-4947
 Name of Other Owners of Record (if any): Angela Patterson

LEGAL DESCRIPTION (obtain from County Recorder)

PCL 0 IN THE N-2 ~~SE 1/4 SEC 4~~
SECTION 12-72-31

EXISTING PROPERTY USE:

Single-Family Residential Vacant
Multi-Residential (Commercial); Multi-Family (includes
duplexes)

CURRENT PROPERTY VALUE (from Assessor's Records):

Land Value: \$ 48,630 Buildings Value: \$ 239,840

TYPE OF QUALIFYING IMPROVEMENTS: (Check One)

☒ New Construction on vacant land.
☐ Additions to existing structures.
☐ Replacement of existing structure(s).
☐ Rehabilitation of existing structure(s).

BRIEF DESCRIPTION OF PROJECT:

Developed land for US Cellular Store and
Planned Parenthood Clinic. (2009)

ESTIMATED OR ACTUAL COSTS OF IMPROVEMENTS:

Dollar Value \$ 425,000 Start Date: All Ready Completed

Estimated or Actual Completion Date: All Ready Completed

(circle one)

Please Note: No change may be made once an application is approved and an exemption is granted.

ACKNOWLEDGEMENTS:

1. A copy of the building permit (if required) is attached.
2. The property to which improvements are made conform to the Creston Zoning Ordinance, and anticipated improvements conform to the Ordinance for Tax Abatement for Qualified Real Estate as adopted on March 08, 1994.
3. The Applicant certifies that all information in this application and all information provided in the support of this application is given for the purpose of obtaining an exemption from taxes on improvements and/or new construction, and is true and complete to the best of the applicant's knowledge.

Applicant's Signature: [Signature] Date Signed: 9-13-10

CITY COUNCIL ACTION:

_____ Approved: Resolution Number: _____ Date: _____

_____ Disapproved Date Disapproved: _____

Reason for Disapproval: _____

COUNTY ASSESSOR ACTION:

_____ Reviewed and Approved Date: _____ Initialed By: _____

Assessed Valuation of Improvements: \$ _____

Reviewed and Disapproved: Date _____ Initialed By _____

Reason for Disapproval: _____

NOTIFICATION OF DETERMINATION

Notification of determination was forwarded to the applicant this _____ day of _____, 20____.

Creston Housing Rehab Update

Contract 09-HSG-022

Within the original target area we have found five (5) qualified households.

Rank	Percent of Median	Household Size	Address
1	0%	1	401 N Cherry St
2	38.75%	1	406 N Poplar St
3	42.12%	1	405 N Birch St
4	67.38%	1	503 N Birch St
5	70.32%	2	400 N Vine St

The households listed above meet the requirements that are set forth by the program. After state historical review and final income evaluation, the bidding process will begin with rehab to follow.

REC'D MAR 11 2011

KONE Inc. Proposal



Elevators Escalators

March 10, 2011

CRESTON CITY HALL
PO BOX 449
CRESTON, IA 50801-0449

ATTN: _____

KONE Inc.
501 SW 7th Street Suite E
Des Moines, IA 50309
Tel (515) 243-0109
Fax (515) 243-9430
www.kone.com
jeremy.musil@kone.com

Re: Annual Hydraulic No Load Safety Test Proposal

Description of Work

We propose to furnish and install the necessary labor, materials, tools and supervision to perform the following work on the 1 Hydraulic Passenger Elevator located at CRESTON CITY HALL.

KONE Inc. will perform the following test(s) on Purchaser's elevator(s) in line with the standards set forth and required per current code. If test results show parts needing replacement or repair, a separate quotation will be prepared for Purchaser's authorization. This proposal covers only the inspection test as outlined below.

1005.2a RELIEF VALVE - Check pressure release to be sure valve opening or pump cut-off pressure is no more than 125 percent of working pressure.

1005.2b CYLINDER LEAKAGE - Locate car at a convenient observation level, and open disconnect switch. After fifteen (15) minutes minimum time, note position of car as compared to initial level. A drop in elevation beyond that accountable to visible oil leakage or oil temperature change (shrink) will indicate cylinder or buried oil line leakage.

1005.2c ADDITIONAL INSPECTIONS AND TESTS -Following indicated devices shall be examined and tested as required:

- ☐ Normal and Final Terminal Stopping Devices (1002.2e)
- ☐ Simulated Elevator Operation Under Fire or Other Emergency Condition (1002.2f)
- ☐ Simulated Standby (Emergency) Power Operation (1002.2g)
- ☐ Emergency Terminal Speed Limit Device (305.2)

Please note that we will examine only the items indicated. We will not examine the balance of your elevator unless you specifically request us to do so. A separate proposal will be provided for such request.

At the end of this test, we will attach a metal tag, bearing Company name and test date to valve.

It is further agreed and understood that KONE is not responsible for damages, either to the elevator equipment or to the building, or for any personal injury or death, arising from or resulting from these tests.

Price

Our total price to perform the above-mentioned work amounts to: \$405.00 (Four Hundred Five and 00/100 dollars), plus applicable taxes.

Our price includes applicable labor, material and permit fees. This proposal is not binding on KONE until approved by an authorized KONE representative. Pricing is subject to KONE's attached Terms and Conditions for tendered repairs and, by signing below, Purchaser hereby agrees to these Terms and Conditions. Price is valid for 30 days from date of this proposal.

During the course of our work, should deficiencies, code violations, or other issues be discovered, we will promptly notify Purchaser and provide a separate quotation to correct these issues.

**ACCEPTANCE: The foregoing Agreement is hereby
signed and accepted in duplicate on behalf of
CRESTON CITY HALL**

**Respectfully submitted by,
KONE Inc.**

(Signature)

Joseph Musil, Sales Representative

(Print Name)

(Approved By) Authorized Representative

(Print Title)

Title

Date: ____ / ____ / ____

Date: ____ / ____ / ____

Dear Warren Woods and City Council Members,

Hi, my name is Allison Wood. I am on the Prom Committee at Creston High School. I am writing to ask for permission to close Maple Street in front of Maple Street Memories as has been done in the past to take pictures for our 2011 Prom. We will need the streets closed from 4PM- 6PM on April 16th. Thank for your time and consideration in this matter. If you have any questions you can contact me at 641-202-6114 or our junior class sponsor, Terri Keeler at the high school at 782-2116.

Thanks again!!!

Sincerely,

Allison Wood

PARK AND RECREATION BOARD

Meeting Minutes

Tuesday – February 22, 2011

The Park and Recreation Board met in regular session for the month of February.

Attending were:

John Kawa	Rich Paulsen
Mark Huff	Chris Lane
Gary Borcharding	Dave Lamphear
Jamie Beggs	Birdie Sandeman

The Board reviewed claims/payments through February 16, 2011.

The Board approved the minutes of the January 25, 2011 meeting and the February 9, 2011 teleconference.

Motion --- Kawa

Second --- Borcharding

All voted Aye. Motion carried.

The Board approved the payment of \$18,941.00 to Snyder & Associates for the Conceptual Design of the McKinley Lake marsh area from the McKinley Park Restricted Gift Fund.

Motion --- Kawa

Second --- Borcharding

All voted Aye. Motion carried.

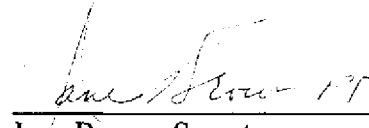
The Board discussed the concert in McKinley Park and other fundraising events for the summer.

Mark Huff gave a report on the Fiscal Year 2011-2012 budget.

The next meeting is scheduled for Tuesday, March 8, 2011 at 5:30 pm in the Mealsite at the Restored Depot.

The meeting adjourned at 6:15 pm.


John Kawa, Chairman


Jane Brown, Secretary